

AMENDED IN SENATE JUNE 11, 2014

AMENDED IN ASSEMBLY MAY 12, 2014

AMENDED IN ASSEMBLY APRIL 1, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2610

Introduced by Assembly Member Williams

February 21, 2014

An act to amend Section 89708 of the Education Code, relating to the California State University.

LEGISLATIVE COUNSEL'S DIGEST

AB 2610, as amended, Williams. California State University: special sessions.

Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in this state. ~~Under existing law, the California State University comprises 25 institutions of higher education.~~ Existing law requires that tuition fees adequate to meet the cost of maintaining special sessions, as defined, in the California State University be collected from students enrolled in each special session pursuant to rules and regulations prescribed by the ~~trustees.~~ *trustees, and further provides that self-supporting special sessions shall not supplant regular course offerings available during the academic year, as specified.*

~~This bill would express legislative findings and declarations relating to self-supported extension education programs of the university that are prohibited from supplanting state-supported courses. The bill would also express legislative intent to enact legislation to provide sufficient~~

~~direction to the Chancellor of the California State University and to campuses of the university by clarifying statutory language and defining “supplant.” The bill would also make other nonsubstantive changes.~~

~~The bill would require the Chancellor of the California State University, in consultation with stakeholders, including, but not necessarily limited to, the Academic Senate of the California State University, to develop a definition for “supplanting” in accordance with specified statements of legislative intent.~~

This bill would define the term “supplant” for those purposes. The bill would prohibit a campus from requiring a state-supported matriculated student to enroll in a special session course to fulfill graduation requirements. The bill would express various legislative findings and declarations relating to self-supporting courses and programs. The bill would make conforming and technical changes.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) *The Legislature finds and declares all of the*
2 *following:*

3 (1) *In addition to providing state-supported courses and*
4 *programs, California State University campuses offer*
5 *self-supporting courses and programs, known as special sessions.*

6 (2) *Special sessions are designed and used to provide increased*
7 *access to the educational resources of the system and to otherwise*
8 *facilitate the use of those resources.*

9 (3) *California State University campuses are prohibited from*
10 *supplanting regular course offerings with self-supporting special*
11 *sessions. However, the State Auditor has determined that existing*
12 *state law does not define “supplant.”*

13 (b) *It is the intent of the Legislature to provide sufficient*
14 *direction to the Chancellor of the California State University and*
15 *to campuses of the university by clarifying statutory language and*
16 *defining “supplant.”*

17 SEC. 2. *Section 89708 of the Education Code is amended to*
18 *read:*

19 89708. (a) *Tuition fees adequate, in the long run, to meet the*
20 *cost of maintaining special sessions in the California State*
21 *University shall be required of, and collected from, students*

enrolled in each special session ~~under and~~ pursuant to rules and regulations prescribed by the trustees.

~~“Special sessions,”~~

(b) “*Special session*,” as used in this division, means a self-supporting instructional ~~programs~~ *program* conducted by the California State University. The special sessions shall include, but not be limited to, career enrichment and retraining programs. It is the intent of the Legislature that those programs, currently offered on a self-supporting basis by the California State University during summer sessions, may be provided throughout the year, and shall be known as special sessions. The self-supporting special sessions shall not supplant regular course offerings available on a non-self-supporting basis during the regular academic year.

(c) *For purposes of this section, and except as provided in subdivision (d), to “supplant” regular course offerings available on a non-self-supporting basis means to eliminate entirely a state-supported degree program and replace it with a self-supporting instructional program. A campus shall not require a state-supported matriculated student to enroll in a special session course in order to fulfill graduation requirements for a state-supported degree program.*

(d) *After appropriate review and approval by the Office of the Chancellor, a degree may be offered only through a self-supporting instructional program if the program is shown to meet existing student demand and workforce needs.*

~~SECTION 1. Section 89708 of the Education Code is amended to read:~~

~~89708. (a) The Legislature finds and declares all of the following:~~

~~(1) In addition to providing state-supported courses and programs, California State University campuses offer extension education courses and programs that must be self-supporting.~~

~~(2) Extension education courses and programs are designed and used to provide increased access to the educational resources of the system and to otherwise facilitate the use of those resources.~~

~~(3) California State University campuses are prohibited from “supplanting” state-supported courses offered during the regular academic year with self-supported courses. However, the State Auditor has determined that existing state law does not define “supplanting.”~~

1 ~~(4) “Supplant” is used in the context of community college~~
2 ~~extension courses in subdivision (g) of Section 78230, but is not~~
3 ~~defined in that provision.~~

4 ~~(b) It is the intent of the Legislature to enact legislation to~~
5 ~~provide sufficient direction to the Chancellor of the California~~
6 ~~State University and to campuses of the university by clarifying~~
7 ~~statutory language and defining “supplant.”~~

8 ~~(c) Tuition fees adequate, in the long run, to meet the cost of~~
9 ~~maintaining special sessions in the California State University~~
10 ~~shall be required of, and collected from, students enrolled in each~~
11 ~~special session pursuant to rules and regulations prescribed by the~~
12 ~~trustees.~~

13 ~~(d) “Special sessions,” as used in this chapter, means~~
14 ~~self-supporting instructional programs conducted by the California~~
15 ~~State University. The special sessions shall include, but not~~
16 ~~necessarily be limited to, career enrichment and retraining~~
17 ~~programs. It is the intent of the Legislature that those programs,~~
18 ~~currently offered on a self-supporting basis by the California State~~
19 ~~University during summer sessions, may be provided throughout~~
20 ~~the year, and shall be known as special sessions. The~~
21 ~~self-supporting special sessions shall not supplant regular course~~
22 ~~offerings available on a non-self-supporting basis during the regular~~
23 ~~academic year.~~

24 ~~SEC. 2. The Chancellor of the California State University, in~~
25 ~~consultation with stakeholders, including, but not necessarily~~
26 ~~limited to, the Academic Senate of the California State University,~~
27 ~~shall develop a definition for “supplanting” in accordance with~~
28 ~~the intent of the Legislature expressed in Section 89708 of the~~
29 ~~Education Code.~~